

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA**

IN THE MATTER OF IMPLEMENTATION OF)
PROCEDURES TO SHARE IDENTIFYING)
INFORMATION FOR PERSONS WITH)
MENTAL ILLNESS)

ADMINISTRATIVE ORDER
No. 2005-055

WHEREAS: It is in the best interests of the public and the court to facilitate the delivery of mental health treatment services to individuals believed to have serious mental illnesses or impairments when those individuals come into contact with the justice system, and;

WHEREAS: Law enforcement entities in Maricopa County, in the furtherance of their duties, may have cause to legally detain or arrest individuals whom law enforcement officers also believe may have mental impairments that warrant therapeutic diversion or referral to appropriate regional behavioral health authorities, and;

WHEREAS: In order to facilitate the identification, assignment to specialized court calendars, and referral of such individuals to appropriate mental health care treatment agencies in an expeditious manner, it is essential that Maricopa County Healthcare Mandates and Maricopa regional behavioral health authorities be able to share with law enforcement entities, court-appointed counsel, defense counsel, and the courts in the State of Arizona, certain types of limited identifying information that will assist in appropriate case assignments to specialized court calendars and referrals to appropriate medical professionals to better provide a continuity of care for the mentally ill,

Accordingly,

IT IS ORDERED:

1. If available and not otherwise prohibited by federal law, Maricopa County Healthcare Mandates shall provide to court-appointed counsel, court administration, and in emergency situations as defined by federal law to local or county law enforcement entities, from the Regional Behavioral Health Authority's client database the following information, and confirm whether or not the subject individual who has been arrested or detained is, or has been, a RBHA client, designated as "seriously mentally ill",
 - a. Name, and known aliases of the individual;
 - b. Date of birth;
 - c. The last four (4) digits of a Social Security Number;
 - d. Name of Case Manager and telephone number;
2. Maricopa County Healthcare Mandates and requesting agencies shall implement protocols for the release and exchange of information required by this order, in a manner that will accommodate routine (24 hours a day, seven days a week), as well as emergency requests for information, around the clock.
3. The requesting agency shall maintain the confidentiality of all information provided by Maricopa County Healthcare Mandates and shall not disseminate such information to any other person or entity. Agencies and their employees receiving

the information shall not use that information for any purpose that is not the subject of this order.

DATED: April 1, 2005.

Honorable Colin Campbell
Presiding Judge of the Superior Court
for Maricopa County

Honorable Barbara Mundell
Associate Presiding Judge and
Presiding Judge Designate of the
Superior Court for Maricopa
County

Original: Clerk of the Superior Court

Copies: Marcus Reinkensmeyer, Trial Courts Administrator
Mental Health Presiding Judge
David Smith, County Administrator
Department Presiding Judges
Hon. Jerry Porter, Associate Presiding Judge for Limited Jurisdiction Courts
David K. Byers, Administrative Director, Administrative Office of the Courts
Maricopa County Board of Supervisors
David Smith, County Administrator
Hon. Andrew Thomas, County Attorney
Hon. Joseph M. Arpaio, County Sheriff
James Haas, Public Defender
James Logan, Legal Advocate
Robert S. Briney, Legal Defender
Mark Kennedy, Office of Contract Counsel
Brian Karth, Limited Jurisdiction Courts Administrator
Peter Kiefer, Criminal Court Administrator
Diana Clarke, Civil and Probate/Mental Health Court Administrator
Steven Wiggs, counsel for Value Options
Barbara A. Broderick, Chief Adult Probation Officer
Cheryl K. Townsend, Director of Juvenile Court Services
Sharon Nau
Lindy Funkhauser
Michael Franzab, M.D.
Robert Sorce
Rorey Hayes
Mary Robson
All Municipal Courts